

RESOLUTION: 03-

**RESOLUTION OF INTENT TO INITIATE CONFLICT
RESOLUTION PROCEDURE**

WHEREAS, on or about August 2002, August 2003, and September 2003, the City of Tallahassee forwarded to Leon County for comments or potential objections certain annexations for parcels of property located in an area of the County known as the "Southern Triangle"; and

WHEREAS, after having reviewed said proposed annexations, the County did object to the annexations as not being in compliance with the requirements of Chapter 171, Florida Statutes; and

WHEREAS, Policy 2.1.4 of the Intergovernmental Coordination Element of the 2010 Tallahassee-Leon County Comprehensive requires that certain procedures be followed when the County objects to annexations proposed by the City; and

WHEREAS, citizens in the area continue to assert non-compliance with the Chapter 171, Florida Statutes, concerning the subject property; and

WHEREAS, on August 27, 2003, the City of Tallahassee adopted Ordinance Nos. 02-O-74AA, 02-O-75AA, 02-O-76AA1, and 02-O-76AA3, annexing the subject parcels of property, without having first complied with the procedural requirements of Policy 2.1.4 of the Intergovernmental Coordination Element of the Comprehensive Plan.

WHEREAS, Leon County has filed a lawsuit challenging the procedures followed by the City in that the annexations were adopted by the City Commission of the City of Tallahassee prior to the conclusion of the dispute resolution process set forth in the 2010 Tallahassee-Leon County Comprehensive Plan at Policy 2.1.4 of the Intergovernmental Coordination Element; and

WHEREAS, Chapter 164, Florida Statutes, requires that disagreements between governmental entities be subject to the Florida Governmental Conflict Resolution Act; and

WHEREAS, the Leon County Board of County Commissioners wishes to fully comply with the requirements and procedures set forth in Chapter 164, Florida Statutes.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Leon County, Florida, assembled in regular session this 14th day of October, 2003, pursuant to Chapter 164, Florida Statutes, and hereby states its intention to initiate conflict resolution procedures prior to further prosecuting the action filed in Circuit Court challenging the annexations by the City of Tallahassee set forth herein on the grounds set forth in the above Whereas clauses, specifically incorporated herein and made a part hereof.

Passed and adopted on this _____ day of October, 2003.

LEON COUNTY, FLORIDA

BY: _____
Tony Grippa, Chairman
Board of County Commissioners

ATTEST:
Bob Inzer, Clerk of the Circuit Court
Leon County, Florida

BY: _____

APPROVED AS TO FORM:
OFFICE OF THE COUNTY ATTORNEY
LEON COUNTY, FLORIDA

BY: _____
Herbert W. A. Thiele, Esq.
County Attorney